THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.NO.27511 OF 2005

Dt.26.12.2005

Between:

Syed Masood Husain … Petitioner

And

The Passport Officer,

Ministry of External Affairs,

Government of India,

Secunderabad. … Respondent

ORDER:

Heard the learned counsel for the petitioner.

It is stated that the petitioner applied for passport through an agent and the respondent has issued the same to the petitioner on 22.8.2005, which is valid upto 9.4.2006 vide passport No.F4625976, but the date of birth is wrongly entered as 10.4.1987 instead of 10.8.1988. It is stated that the actual date of birth of the petitioner is 10.8.1988 as per the Secondary School Certificate issued by the Board of Secondary Education, Andhra Pradesh.

The Secondary School Certificate of the petitioner goes to show that the petitioner studied 10th Class in Kakatiya High School, Hanumakonda, bearing Roll No.0634328 and the date of birth was entered as 10.8.1988. To rectify the said mistake, the petitioner

submits that he has filed a representation. But the respondent instead of considering the said representation issued a letter dated 10.8.2005 in Lr.No.C010630/05 advised the petitioner to get a declaratory decree from the competent Civil Court for correction of date of birth.

Having regard to the facts and circumstances of the case, I am of the opinion that there cannot be any objection for the respondent to correct the date of the birth of the petitioner as 10.8.1988 basing on the Secondary School Certificate issued by the Board of Secondary Education. Accordingly, the respondent is directed to correct the date of birth of the petitioner as 10.8.1988 basing on Secondary School Certificate either by issuing a fresh passport or by correcting the passport already issued.

The writ petition is accordingly disposed of. No costs.

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(V.ESWARAIAH, J.)

26.12.2005

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